

COMMANDER'S REPORT OF DISCIPLINARY OR ADMINISTRATIVE ACTION

For use of this form, see AR 190-45; the proponent agency is the Provost Marshal General

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943
PRINCIPAL: To provide commanders and law enforcement officials with means by which information may be accurately identified.
ROUTINE USES: Your Social Security Number is used as an additional/alternate means of identification to facilitate filing and retrieval.
DISCLOSURE: Disclosure of your Social Security Number is voluntary.

1. Control Information

Thru: Commander
11th Military Police Bde
Camp Cropper, Iraq

To: Commander
519th Military Police Bn
Camp Cropper, Iraq

Referred By: (b)(6) (b)(7)(C) (b)(3)

USACRC Number: 0032-2008-CID789-53214-6C8

MP Report Number: N/A

Sub-Installation: AE09342DC

Referral Date: 12/13/2008

Suspense Date: 1/27/2009

The first Lieutenant Colonel in the chain of command is responsible and accountable for completing DA Form 4833 with support documentation (copies of Article 15s, court-martial orders, reprimands, etc) for all USACIDC investigations. The unit and brigade commander or their equivalent will also receive a copy of the DA Form 4833 for all USACIDC investigations.

Company, troop, and battery level commanders are responsible and accountable for completing DA Form 4833 with supporting documentation in all cases investigated by MPI, civilian detectives employed by the Department of the Army, and the PMO. Accurate and complete DA 4833 disposition reports are required to meet installation, command, HQDA, DOD, and federal statutory reporting requirements. The data is used to identify crime trends, establish command programs in law enforcement and other activities, and to ensure that resources are made available to support commanders who must address issues of soldier and family member indiscipline.

In court-martial cases, a conviction of an offense at court-martial may be for a different, or lesser included offense. List the offense for which the individual was convicted at court-martial in the remarks section. Provost Marshals must enter the "MP Report Number" (Block-1) for all cases referred to commanders. "Sub-Installation" (Block-1) is used to enter report number from a civilian law enforcement agency police report. Other information on the civilian law enforcement agency (e.g. civilian law enforcement agency address) may be entered in the remarks section.

2. Offender Identification

Last Name: MILLER

First Name: Dustin

Middle Name: Troy

Cadency:

Grade: E-4 U.S. Army (SPC)

SSN: (b)(6) (b)(7)(C) (b)(3)

Date of Birth:

3. Referral Information

Commander Decision Date: 12/13/2008

| No. | Offense | Basis | Date | Sexual Harassment | Action Taken | Reason |
|-----|------------------------------------|-----------------|-----------|---|---|----------|
| 1 | Fail to Obey General Order [5Y2B0] | UCMJ Article 92 | 8/11/2008 | Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> | Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> | Accepted |
| 2 | | | | Yes <input type="checkbox"/> No <input type="checkbox"/> | Yes <input type="checkbox"/> No <input type="checkbox"/> | |
| 3 | | | | Yes <input type="checkbox"/> No <input type="checkbox"/> | Yes <input type="checkbox"/> No <input type="checkbox"/> | |
| 4 | | | | Yes <input type="checkbox"/> No <input type="checkbox"/> | Yes <input type="checkbox"/> No <input type="checkbox"/> | |
| 5 | | | | Yes <input type="checkbox"/> No <input type="checkbox"/> | Yes <input type="checkbox"/> No <input type="checkbox"/> | |

3. Referral Information (continued)

| No. | Offense | Basis | Date | Sexual Harassment | Action Taken | Reason |
|-----|---------|-------|------|--|--|--------|
| 6 | | | | Yes <input type="checkbox"/> No <input type="checkbox"/> | Yes <input type="checkbox"/> No <input type="checkbox"/> | |
| 7 | | | | Yes <input type="checkbox"/> No <input type="checkbox"/> | Yes <input type="checkbox"/> No <input type="checkbox"/> | |
| 8 | | | | Yes <input type="checkbox"/> No <input type="checkbox"/> | Yes <input type="checkbox"/> No <input type="checkbox"/> | |
| 9 | | | | Yes <input type="checkbox"/> No <input type="checkbox"/> | Yes <input type="checkbox"/> No <input type="checkbox"/> | |
| 10 | | | | Yes <input type="checkbox"/> No <input type="checkbox"/> | Yes <input type="checkbox"/> No <input type="checkbox"/> | |

NOTE: For each offense marked NO for action taken, you must supply a reason.

If you selected "YES" for any offense, continue to "Action Taken" (Block-4). If you selected "NO" for ALL offenses, go directly to "Commander's Remarks" (Block-10), sign, date, and return the form to the agent specified in "Referred By" (Block-1).

4. Action Taken

☐ Administrative

Non-Adverse Referrals

Adverse Personnel Actions

☒ Non-Judicial (Article 15)

(see details below)

☐ Judicial

Court Martial or Civilian Criminal Court

Non-Judicial Punishment Authority (select one):

☐ Summarized

☐ GCMCA Imposed

☐ Company Grade

☒ General Officer Imposed

☐ Field Grade

☐ Principal Assistant

Judicial Punishment Authority (select one):

☐ Summary Court Martial

☐ General Court Martial

☐ Special Court Martial

☐ Civilian Criminal/Magistrate

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome

| No. | Charged Offense | Plea | Finding Offense | Trial Finding |
|-----|------------------------------------|------|------------------------------------|---------------|
| 1 | Fail to Obey General Order [5Y2B0] | G | Fail to Obey General Order [5Y2B0] | G |
| 2 | | | | |
| 3 | | | | |
| 4 | | | | |
| 5 | | | | |

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

5. NJP/Court-Martial/Civilian Criminal Court Proceeding Outcome (continued)

| No. | Charged Offense | Plea | Finding Offense | Trial Finding |
|-----|-----------------|------|-----------------|---------------|
| 6 | | | | |
| 7 | | | | |
| 8 | | | | |
| 9 | | | | |
| 10 | | | | |

PLEA: G=Guilty, C=No Contest, N=Not Guilty, D=Pre-Trial Diversion, TRIAL FINDING: DCV=Dismissed (Civil), DCR=Dismissed (Criminal), P=Finding for Plaintiff, F=Finding for Respondent, G=Guilty, C=No Contest, N=Not Guilty, S=Settlement

6. Administrative Actions

Non-Adverse

| Agency | Referred | Responded |
|--------------------|----------|-----------|
| Family Advocacy | | |
| Drug/Alcohol Abuse | | |
| Special Referral | | |
| Equal Opportunity | | |
| Legal Office | | |
| Mental Health | | |
| Relief Agency | | |

| Date Imposed | Type of Action | Oral | Written | |
|--------------|--------------------|--------------------------|--------------------------|--------------------------|
| | | | Local | OMPF |
| | Counseling/Concern | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| | Reprimand | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| | Censure | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| | Admonition | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |

Adverse

| Date Imposed | Description |
|--------------|---|
| | Withholding of Privileges |
| | Adverse Performance Evaluation (OER/NCOER/Academic Report) |
| | Relief for Cause (OER/NCOER) |
| | Mandatory Reassignment |
| | Transfer (such as rehabilitative) |
| | Adverse Record Entry - Flag |
| | Denial of Reenlistment or Continued Service |
| | Withholding of Promotion |
| | Delay of Promotion |
| | Promotion Revocation |
| | Clearance Revocation |
| | Control Roster (downgrade of clearance, PRP reclassification) |
| | Resignation |
| | Retirement |
| | Retirement at Lower Grade From: To: |
| | Transfer to Inactive Reserve |

6. Administrative Actions (continued)

| Date Imposed | Description |
|--------------|--|
| | Military Occupational Specialty Reclassification |
| | Debarment Duration: <input type="checkbox"/> Days <input type="checkbox"/> Months <input type="checkbox"/> Years |
| | Job Termination |
| | Job Suspension Duration: <input type="checkbox"/> Days <input type="checkbox"/> Months <input type="checkbox"/> Years |
| | Leave Without Pay Duration: <input type="checkbox"/> Days <input type="checkbox"/> Months <input type="checkbox"/> Years |
| | Loss of Warrant |
| | Voluntary Disclosure |
| | Restitution (to US Government) Amount : |
| | Restitution (to third party Non-US Government) Amount : |
| | Civil-Civil Action Initiation |
| | Other (return to states, etc.) |
| | Contract Suspension Duration: <input type="checkbox"/> Days <input type="checkbox"/> Months <input type="checkbox"/> Years |
| | Contract Termination |
| | Cost Adjustment Amount : |
| | Bid Rejection |
| | Recoupment Amount : |
| | Denial of Continuation |
| | Other Contract Action |

7. Details of Administrative Separation

| | |
|------------------|--|
| Date Imposed | |
| Regulation | |
| Chapter | |
| Characterization | |
| Effective Date | |

Proceed to Commander's Remarks (Block-10) if you chose Administrative Action

8. Non-Judicial/Judicial Sanctions

| Date Adjudged | Sanction |
|---------------|---|
| | Fine Amount : |
| 12/13/2008 | Forfeiture Amount : \$750.00 Duration: 2 <input type="checkbox"/> Days <input checked="" type="checkbox"/> Months |
| | Extra Duty Days: |
| | Restriction Days: |
| | Correctional Custody Days: |
| | Confinement Duration: <input type="checkbox"/> Days <input type="checkbox"/> Months <input type="checkbox"/> Years <input type="checkbox"/> Life |
| | Bad Conduct Discharge Effective Date: |
| | Dishonorable Discharge Effective Date: |
| 12/13/2008 | Reduction in Grade From: Specialist (SPC) To: Private First Class (PFC) |
| | Probation Duration: <input type="checkbox"/> Days <input type="checkbox"/> Months <input type="checkbox"/> Years |
| | Special Assignment Duration: <input type="checkbox"/> Days <input type="checkbox"/> Months <input type="checkbox"/> Years |
| | Total Forfeiture (all pay/allowance) Duration: <input type="checkbox"/> Days <input type="checkbox"/> Months <input type="checkbox"/> Years <input type="checkbox"/> Life |
| | Death |
| | Civil Recovery Amount : |
| | Civil Award Amount : |

9. Suspended SanctionsWere Any Sanctions Suspended? ☐ Yes ☒ No

If no sanctions were suspended, proceed to "Commander's Remarks" (Block-10)

| Suspended Sanction | Suspended Sanction Information | |
|----------------------|--------------------------------|-------------------------|
| Fine | Date Suspended: | Suspension Duration: |
| | Suspended Portion US\$: | |
| | Suspension Conditions: | |
| Forfeiture | Date Suspended: | Suspension Duration: |
| | Suspended Portion US\$: | Suspended Portion Time: |
| | Suspension Conditions: | |
| Extra Duty | Date Suspended: | Suspension Duration: |
| | Suspended Portion Time: | |
| | Suspension Conditions: | |
| Restriction | Date Suspended: | Suspension Duration: |
| | Suspended Portion Time: | |
| | Suspension Conditions: | |
| Correctional Custody | Date Suspended: | Suspension Duration: |
| | Suspended Portion Time: | |
| | Suspension Conditions: | |
| Confinement | Date Suspended: | Suspension Duration: |
| | Suspended Portion Time: | |
| | Suspension Conditions: | |
| Reduction in Grade | Date Suspended: | Suspension Duration: |
| | Suspension Conditions: | |
| Probation | Date Suspended: | Suspension Duration: |
| | Suspended Portion Time: | |
| | Suspension Conditions: | |
| Special Assignment | Date Suspended: | Suspension Duration: |
| | Suspended Portion Time: | |
| | Suspension Conditions: | |
| Total Forfeiture | Date Suspended: | Suspension Duration: |
| | Suspended Portion Time: | |
| | Suspension Conditions: | |
| Civil Recovery | Date Suspended: | Suspension Duration: |
| | Suspended Portion US\$: | |
| | Suspension Conditions: | |
| Civil Award | Date Suspended: | Suspension Duration: |
| | Suspended Portion US\$: | |
| | Suspension Conditions: | |

10. Commander's Remarks

USASCRC Number: 0032-2008-CID789-53214-6C8

Sanction: D1 2008/12/13

11. Commanding Officer

Reporting

Was a DNA sample collected from the offender? ☐ Yes ☒ No

(b)(6) (b)(7)(C) (b)(3)

Signature Date: 12/13/2008